

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA : CRIMINAL NO. \_\_\_\_\_

v. : DATE FILED: \_\_\_\_\_

CLIFFORD TALIAFERRO	:	VIOLATIONS:	21 U.S.C. § 846
MICHAEL JACKSON	:		(Conspiracy to distribute
ANTHONY DURHAM	:		cocaine base and cocaine -1 count)
MAALIK RHODES	:		21 U.S.C. § 841(a)(1)
	:		(Possession with intent to distribute
	:		cocaine base - 1 count)
	:		21 U.S.C. § 841(a)(1)
	:		(Possession with intent to
	:		distribute cocaine - 3 counts)
	:		(Distribution of cocaine base -
	:		3 counts)
	:		18 U.S.C. § 924(c)(1)
	:		(Possession of firearms in
	:		furtherance of drug trafficking
	:		felony - 3 counts)
	:		18 U.S.C. § 922(g)(1)
	:		(Possession of firearm and ammunition
	:		by convicted felon - 1 count)
	:		18 U.S.C. § 2
	:		(Aiding and abetting)
	:		21 U.S.C. § 853
	:		18 U.S.C. § 924(d)
	:		28 U.S.C. § 2461(c)
	:		(Criminal forfeiture)
	:		Notice of Prior Conviction

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From on or about the May 14, 2003 to on or about May 21, 2003, at

Philadelphia, in the Eastern District of Pennsylvania, defendants

CLIFFORD TALIAFERRO  
MICHAEL JACKSON  
ANTHONY DURHAM and  
MAALIK RHODES

conspired and agreed, together and with others known and unknown to the grand jury, to knowingly and intentionally distribute and possess with intent to distribute more than five grams of a mixture or substance containing a detectable amount of cocaine base ("crack"), and more than 500 grams of a mixture or substance containing a detectable amount of cocaine, each a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

**MANNER AND MEANS**

2. It was part of the conspiracy that the defendants CLIFFORD TALIAFERRO, MICHAEL JACKSON, ANTHONY DURHAM and MAALIK RHODES were partners and members of a drug distribution conspiracy that distributed cocaine base ("crack") from the street corner in the vicinity of the 4900 block of Catherine Street in Philadelphia, Pennsylvania.

It was further a part of the conspiracy that:

3. The organization sold packets of cocaine base ("crack") on the street corner at 49<sup>th</sup> and Catherine Streets in Philadelphia during daylight and evening hours on nearly a daily basis.

4. Defendant CLIFFORD TALIAFERRO obtained cocaine in multi-kilogram quantities which he supplied to defendants MICHAEL JACKSON and ANTHONY DURHAM in bulk quantities for further distribution.

5. Defendant CLIFFORD TALIAFERRO manufactured cocaine base (“crack”) from cocaine powder for defendants MICHAEL JACKSON and ANTHONY DURHAM and supplied defendants MICHAEL JACKSON and ANTHONY DURHAM with cocaine base (“crack”) for further distribution and sale in the 4900 block of Catherine Street in Philadelphia.

6. Defendants MICHAEL JACKSON and ANTHONY DURHAM were partners in the conspiracy and shared their profits from the sale and distribution of packets of cocaine base (“crack”) on the 4900 block of Catherine Street in Philadelphia.

7. Defendants CLIFFORD TALIAFERRO, MICHAEL JACKSON and ANTHONY DURHAM carried and possessed firearms to protect the profits of the drug organization, to defend their cocaine base ("crack") distribution operation from other competing drug traffickers and to otherwise facilitate their distribution of, and possession of with intent to distribute, cocaine and cocaine base (“crack”).

8. Defendant MAALIK RHODES received packaged quantities of cocaine base (“crack”) from defendants MICHAEL JACKSON and ANTHONY DURHAM, sold and distributed cocaine base (“crack”) in the vicinity of the 4900 block of Catherine Street, Philadelphia, Pennsylvania, and delivered United States currency representing proceeds of sales to defendants MICHAEL JACKSON and ANTHONY DURHAM.

### **OVERT ACTS**

In furtherance of the conspiracy and to accomplish its object, the following overt acts, among others, were committed in the Eastern District of Pennsylvania and elsewhere:

1. On or about May 14, 2003, defendants MICHAEL JACKSON and

ANTHONY DURHAM traveled to the 4900 block of Catherine Street in Philadelphia, Pennsylvania, where JACKSON supplied defendant MAALIK RHODES with packets of cocaine base (“crack”) for sale and further distribution.

2. On or about May 14, 2003, defendant MAALIK RHODES sold and distributed two packets of cocaine base (“crack”) to a confidential informant working under the supervision of Philadelphia police officers in the 4900 block of Catherine Street in Philadelphia.

3. On or about May 14, 2003, defendants MICHAEL JACKSON and ANTHONY DURHAM traveled to the TGI Fridays Restaurant on City Line Avenue in Philadelphia where they met defendant CLIFFORD TALIAFERRO, who resupplied JACKSON with a quantity of cocaine base (“crack”) for sale and distribution in the 4900 block of Catherine Street in Philadelphia, Pennsylvania.

4. On or about May 14, 2003, after being resupplied by defendant CLIFFORD TALIAFERRO, defendants MICHAEL JACKSON and ANTHONY DURHAM drove to the 4900 block of Catherine Street in Philadelphia, where DURHAM accepted United States currency from street sellers and supplied the sellers with cocaine base (“crack”) contained in clear plastic bags DURHAM removed from the black bag defendant CLIFFORD TALLIAFERRO had delivered to JACKSON.

5. On or about May 15, 2003, defendants MICHAEL JACKSON and ANTHONY DURHAM drove to the 4900 block of Catherine Street in Philadelphia, where JACKSON accepted United States currency from defendant MAALIK RHODES and supplied RHODES with cocaine base (“crack”) contained in a clear plastic bag.

6. On or about May 15, 2003, defendant MAALIK RHODES sold and

delivered to a confidential informant several packets of cocaine base (“crack”), which RHODES retrieved from the clear plastic bag defendant MICHAEL JACKSON had given him.

7. On or about May 20, 2003, defendants MICHAEL JACKSON and ANTHONY DURHAM were together at the 4900 block of Catherine Street in Philadelphia when JACKSON accepted United States currency from defendant MAALIK RHODES and supplied RHODES with cocaine base (“crack”) contained in a clear plastic bag, which RHODES carried into 4915 Catherine Street.

8. On or about May 20, 2003, defendant MAALIK RHODES sold and delivered four packets of cocaine base (“crack”) to a confidential informant after entering and re-emerging from the premises at 4915 Catherine Street in Philadelphia; RHODES removed the packets of cocaine base (“crack”) delivered to the confidential informant from a clear plastic bag JACKSON had given to him.

9. On or about May 20, 2003, defendants MICHAEL JACKSON and ANTHONY DURHAM drove from the 4900 block of Catherine Street in Philadelphia to the Gaslight Bar on Ford Road in Philadelphia, where they met with defendant CLIFFORD TALIAFERRO. TALIAFERRO handed JACKSON a black plastic bag after JACKSON gave TALIAFERRO a white plastic bag.

10. On or about May 21, 2003, defendants MICHAEL JACKSON and ANTHONY DURHAM possessed with intent to distribute approximately 835 grams of cocaine and approximately 2.9 grams of cocaine base (“crack”) at their residence at 615 E. Vernon Road, Apartment #304, Philadelphia, Pennsylvania.

11. On or about May 21, 2003, defendants MICHAEL JACKSON and

ANTHONY DURHAM possessed within their residence at 615 E. Vernon Road, Apartment # 304, Philadelphia, Pennsylvania, the following firearms: (a) one Glock 9 mm semi-automatic pistol, serial number AVE175US, loaded with one round in the chamber and 14 rounds in the magazine; and (b) one .45 caliber Taurus International semi-automatic pistol, serial number NUE54317, loaded with one round in the chamber and nine rounds in the magazine.

12. On or about May 21, 2003, defendant CLIFFORD TALIAFERRO possessed within his 2002 Toyota Sequoia approximately 189 grams of cocaine, approximately \$3,499 in United States currency and a Sig Sauer-Arms P220 .45 caliber pistol, serial number G305671, loaded with one round in the chamber and 7 rounds in the magazine, together with a second magazine loaded with 7 rounds.

13. On or about May 21, 2003, defendant CLIFFORD TALIAFERRO possessed within his residence at 3801 Conshohocken Road, Apartment # 225, Philadelphia, Pennsylvania, approximately three kilograms of cocaine, two digital scales containing cocaine base (“crack”) residue, and the following firearms: (a) one Sig Sauer-Arms P226 9 mm semi-automatic pistol with a laser scope, serial number U448962, loaded with one round in the chamber and 14 rounds in the magazine; (b) one Sig Sauer-Arms P230 .380 caliber semi-automatic pistol, serial number 143860, loaded with one round in the chamber and five rounds in the magazine plus an additional two magazines; and (c) one AK-47 Polytechnologies assault rifle, serial number DF02585, with three magazines fully loaded and numerous AK-47 rounds.

All in violation of Title 21, United States Code, Section 846.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 14, 2003, at Philadelphia, in the Eastern District of  
Pennsylvania, defendants

MICHAEL JACKSON and  
MAALIK RHODES

knowingly and intentionally distributed, and aided and abetted the distribution of, a mixture or  
substance containing a detectable amount of cocaine base ("crack"), a Schedule II controlled  
substance.

In violation of Title 21, United States Code, Sections 841(a) and 841(b)(1)(C) and  
Title 18, United States Code, Section 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 15, 2003, at Philadelphia, in the Eastern District of  
Pennsylvania, defendants

MICHAEL JACKSON and  
MAALIK RHODES

knowingly and intentionally distributed, and aided and abetted the distribution of, a mixture or  
substance containing a detectable amount of cocaine base ("crack"), a Schedule II controlled  
substance.

In violation of Title 21, United States Code, Sections 841(a) and 841(b)(1)(C) and  
Title 18, United States Code, Section 2.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:



On or about May 20, 2003, at Philadelphia, in the Eastern District of  
Pennsylvania, defendants

MICHAEL JACKSON and  
MAALIK RHODES

knowingly and intentionally distributed, and aided and abetted the distribution of, a mixture or  
substance containing a detectable amount of cocaine base ("crack"), a Schedule II controlled  
substance.

In violation of Title 21, United States Code, Sections 841(a) and 841(b)(1)(C) and  
Title 18, United States Code, Section 2.

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 21, 2003, at Philadelphia, in the Eastern District of  
Pennsylvania, defendants

MICHAEL JACKSON and  
ANTHONY DURHAM

knowingly and intentionally possessed with intent to distribute, and aided and abetted the  
possession with intent to distribute of, more than 500 grams, that is, approximately 835 grams, of  
a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled  
substance.

In violation of Title 21, United States Code, Sections 841(a) and 841(b)(1)(B) and  
Title 18, United States Code, Section 2.

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 21, 2003, at Philadelphia, in the Eastern District of  
Pennsylvania, defendants

MICHAEL JACKSON and  
ANTHONY DURHAM

knowingly and intentionally possessed with intent to distribute, and aided and abetted the  
possession with intent to distribute of, approximately 2.9 grams of a mixture or substance  
containing a detectable amount of cocaine base ("crack"), a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a) and 841(b)(1)(C) and  
Title 18, United States Code, Section 2.

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 21, 2003, at Philadelphia, in the Eastern District of

Pennsylvania, and elsewhere, defendants

MICHAEL JACKSON and  
ANTHONY DURHAM

knowingly possessed, and aided and abetted the possession of, a firearm, that is, a Glock 9 mm semi-automatic pistol, serial number AVE175US, and a .45 caliber Taurus International semi-automatic pistol, serial number NUE54317, in furtherance of a drug trafficking crime for which they may be prosecuted in a court of the United States, that is, conspiracy to distribute cocaine base ("crack"), possession with intent to distribute cocaine base ("crack") and possession with intent to distribute cocaine, as charged in this Indictment.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

COUNT EIGHT

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 21, 2003, at Philadelphia, in the Eastern District of  
Pennsylvania, and elsewhere, defendants

MICHAEL JACKSON and  
ANTHONY DURHAM,

having been previously convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed, and aided and abetted the possession of, in and affecting commerce, a firearm and ammunition, that is, a Glock 9 mm semi-automatic pistol, serial number AVE175US, and fifteen (15) rounds of 9 mm ammunition, and a .45 caliber Taurus International semi-automatic pistol, serial number NUE54317, and ten (10) rounds of .45 caliber ammunition.

In violation of Title 18, United States Code, Sections 922(g)(1) and 2.

COUNT NINE

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 21, 2003, at Philadelphia, in the Eastern District of  
Pennsylvania, defendant

CLIFFORD TALIAFERRO

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, more than 500 grams, that is, approximately three kilograms, of a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a) and 841(b)(1)(B) and Title 18, United States Code, Section 2.

COUNT TEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 21, 2003, at Philadelphia, in the Eastern District of Pennsylvania, defendant

CLIFFORD TALIAFERRO

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, approximately 189 grams of a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a) and 841(b)(1)(C) and Title 18, United States Code, Section 2.

COUNT ELEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 21, 2003, at Philadelphia, in the Eastern District of

Pennsylvania, defendant

CLIFFORD TALIAFERRO

knowingly possessed a firearm, that is, a Sig Sauer-Arms P220 .45 caliber semi-automatic pistol, serial number G305671, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, conspiracy to distribute cocaine base (“crack”) and possession with intent to distribute cocaine, as charged in this Indictment.

In violation of Title 18, United States Code, Section 924(c)(1).

COUNT TWELVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 21, 2003, at Philadelphia, in the Eastern District of



Pennsylvania, defendant

CLIFFORD TALIAFERRO

knowingly possessed a firearm, that is, (a) one Sig Sauer-Arms P226 9 mm semi-automatic pistol with a laser scope, serial number U448962, loaded with one round in the chamber and 14 rounds in the magazine; (b) one Sig Sauer-Arms P230 .380 caliber semi-automatic pistol, serial number 143860, loaded with one round in the chamber and five rounds in the magazine plus an additional two magazines; and (c) one AK-47 Polytechnologies assault rifle, serial number DF02585, with three fully loaded magazines and numerous AK-47 rounds, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with intent to distribute more than 500 grams of cocaine, as charged in this Indictment.

In violation of Title 18, United States Code, Section 924(c)(1).

NOTICE OF PRIOR CONVICTION

Defendant MICHAEL JACKSON committed the offenses charged in Counts One,

Two, Three, Four, Five and Six of this Indictment after having been convicted in a court of the Commonwealth of Pennsylvania of the following two felony drug offenses:

1. Manufacture/Delivery/Possession with Intent to Manufacture/Deliver a Controlled Substance, a felony - Philadelphia County Common Pleas Docket, CP # 9703-0204.
2. Manufacture/Delivery/Possession with Intent to Manufacture/Deliver a Controlled Substance, a felony - Philadelphia County Common Pleas Docket, CP # 9712-0180.

NOTICE OF PRIOR CONVICTION

Defendant ANTHONY DURHAM committed the offenses charged in Counts One, Five and Six of this Indictment after having been convicted in a court of the Commonwealth of Pennsylvania of the following felony drug offenses:

1. Manufacture/Delivery/Possession with Intent to Manufacture/Deliver a Controlled Substance, a felony - Philadelphia County Common Pleas Docket, CP # 9801-0438.
2. Manufacture/Delivery/Possession with Intent to Manufacture/Deliver a Controlled Substance, a felony - Philadelphia County Common Pleas Docket, CP # 9502-0016.

## NOTICE OF FORFEITURE

As a result of the violation of Title 21, United States Code, Sections 846 and 841(a)(1), as set forth in Counts One, Two, Three, Four, Five, Six, Nine and Ten of this indictment, defendants

CLIFFORD TALIAFERRO  
MICHAEL JACKSON  
ANTHONY DURHAM and  
MAALIK RHODES

shall forfeit to the United States of America pursuant to Title 21, United States Code, Section 853, the following property:

A. Any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the violations of Title 21, United States Code, as charged in this indictment, including, but not limited to: (1) the sum of \$3,499 in United States currency representing drug proceeds seized from the person of Clifford Taliaferro on May 21, 2003; (2) the sum of \$9,215 in United States currency representing drug proceeds seized from the residence of Clifford Taliaferro at 3801 Conshohocken Road, Apartment # 225, Philadelphia, Pennsylvania; (3) the sum of \$607 in United States currency representing drug proceeds seized from the person of Michael Jackson on May 21, 2003; (4) the sum of \$1,022 in United States currency representing drug proceeds seized from the residence of Michael Jackson and Anthony Durham at 615 E. Vernon Road, Apartment # 304, Philadelphia, Pennsylvania on May 21, 2003; and (5) the sum of \$182 in United States currency representing drug proceeds seized from the person of Anthony Durham on May 21, 2003.

B. Any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the violations of Title 21, United States Code, as

charged in this indictment, including, but not limited to: (1) the sum of \$3,499 in United States currency representing drug proceeds seized from the person of Clifford Taliaferro on May 21, 2003; (2) the sum of \$9,215 in United States currency representing drug proceeds seized from the residence of Clifford Taliaferro at 3801 Conshohocken Road, Apartment # 225, Philadelphia, Pennsylvania; (3) the sum of \$607 in United States currency representing drug proceeds seized from the person of Michael Jackson on May 21, 2003; (4) the sum of \$1,022 in United States currency representing drug proceeds seized from the residence of Michael Jackson and Anthony Durham at 615 E. Vernon Road, Apartment # 304, Philadelphia, Pennsylvania on May 21, 2003; and (5) the sum of \$182 in United States currency representing drug proceeds seized from the person of Anthony Durham on May 21, 2003.

C. If any of the property described above as being subject to forfeiture, as a result of any act or omission of the defendants CLIFFORD TALIAFERRO, MICHAEL JACKSON, ANTHONY DURHAM and MAALIK RHODES,

1. cannot be located upon the exercise of due diligence;
2. has been transferred or sold to, or deposited with, a third party;
3. has been placed beyond the jurisdiction of the court;
4. has been substantially diminished in value; or
5. has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p) to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

All pursuant to Title 21, United States Code, Section 853.

## NOTICE OF FORFEITURE

1. As a result of the violation of Title 18, United States Code, Sections 922(g)(1) and 924(c)(1), set forth in Counts Seven, Eight, Eleven and Twelve of this Indictment, the defendants

CLIFFORD TALIAFERRO  
MICHAEL JACKSON  
ANTHONY DURHAM and  
MAALIK RHODES

shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 924(d) and Title 28, United States Code, Section 2461(c), all firearms and ammunition involved in the commission of these offenses, including, but not limited to:

- (1) one Sig Sauer-Arms P220 .45 caliber semi-automatic pistol, serial number G305671, loaded with one round in the chamber and seven rounds in the magazine;
- (2) one Sig Sauer-Arms P226 9 mm semi-automatic pistol with a laser scope, serial number 0448962, loaded with one round in the chamber and 14 rounds in the magazine;
- (3) one Sig Sauer-Arms P230 .380 caliber semi-automatic pistol, serial number 143860, loaded with one round in the chamber and five rounds in the magazine plus an additional two magazines;
- (4) one AK-47 Polytechnologies assault rifle, serial number DF02585, with three magazines fully loaded and numerous AK-47 rounds;
- (5) one Glock 9 mm semi-automatic pistol, serial number AVE175US, loaded with one round in the chamber and 14 rounds in the

magazine; and

- (6) one .45 caliber Taurus International semi-automatic pistol, serial number NUE54317, loaded with one round in the chamber and nine rounds in the magazine.

All pursuant to Title 28, United States Code, Section 2461(c) and Title 18, United States Code, Section 924(d).

A TRUE BILL:

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FOREPERSON

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PATRICK L. MEEHAN  
United States Attorney